

S U M M A R Y A C T I O N M I N U T E S



REGULAR MEETING OF THE BOARD OF SUPERVISORS ORANGE COUNTY, CALIFORNIA

Tuesday, February 15, 2005, 9:30 A.M.

BOARD HEARING ROOM, FIRST FLOOR
10 Civic Center Plaza
Santa Ana, California

BILL CAMPBELL
CHAIRMAN
Third District

THOMAS W. WILSON
VICE CHAIRMAN
Fifth District

LOU CORREA
SUPERVISOR
First District

JAMES W. SILVA
SUPERVISOR
Second District

CHRIS NORBY
SUPERVISOR
Fourth District

ATTENDANCE: All Present

EXCUSED: None

PRESENT: COUNTY EXECUTIVE OFFICER Thomas G. Mauk
COUNTY COUNSEL Benjamin P. de Mayo
CLERK OF THE BOARD Darlene J. Bloom

INVOCATION: Supervisor Silva, Second District, gave the invocation

PLEDGE OF ALLEGIANCE: Supervisor Norby, Fourth District, led the assembly in the Pledge of Allegiance

I. PRESENTATIONS/INTRODUCTIONS (None)

II. CONSENT CALENDAR (Items 1-25)

51243 **APPROVED AS RECOMMENDED WITH THE EXCEPTION OF ITEMS 19 & 21
WHICH WERE PULLED FOR DISCUSSION AND SEPARATE VOTE**

BOARD APPOINTMENTS

1. **Supervisor Norby** - Mental Health Board - Appoint Carol I. Mandel, Anaheim, to complete term ending 4/4/06

COMMENDATIONS/PROCLAMATIONS

Supervisor Correa:

2. Adopt resolution commending and thanking Shelter for the Homeless for its strong leadership
RESO: 05-025

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3. Adopt resolution commending and congratulating Orange County Toys for Tots Program for its outstanding 57 years of service
RESO: 05-026
4. **Supervisor Wilson** - Adopt resolution congratulating Rotary International upon its 100th Anniversary
RESO: 05-027

CHILD SUPPORT SERVICES

5. Authorize Auditor-Controller to close trust fund account 152 due to inactivity and transfer residual account balance to trust fund account 2AJ, reporting category 0002 - All Districts

HEALTH CARE AGENCY

6. Approve agreement with Progressus Therapy, Inc. for Physical and Occupational Therapy Assistant services, 3/1/05 - 2/28/06 (\$100,000) - All Districts
7. Approve agreement with The Regents of the University of California for HIV Infectious Disease and Specialty Medical Care services, 3/1/05 - 6/30/05 (\$277,000) - All Districts
8. Approve amended agreement with Seals On Wheels, Inc. for Children's Dental Disease Prevention services, 7/1/04 - 6/30/05 (\$18,421; new total \$276,993) - All Districts
9. Approve agreement with Community Action Partnership of Orange County for Latino 5-a-Day Campaign services, 2/16/05 - 9/30/05 (\$123,750) - All Districts

ORANGE COUNTY PUBLIC LIBRARY

10. Authorize submission of grant application to and acceptance of grant award from California State Library for California Library Literacy and English Acquisition Services Program, FY 2004-05 (\$95,147) - All Districts
11. Approve price agreement N1000006553 with Broadwing Communications for internet access services, 2/15/05 - 2/14/06 (\$35,000); renewable for two additional years - All Districts

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

12. Approve easement deed with and accept quitclaim deed from Orange County Sanitation District for construction of sewer line; and make California Environmental Quality Act findings - District 2 (4/5 vote)
13. Approve agreement D04-046 with DMB Ladera, LLC and accept cash deposits for future traffic signal installation of O'Neill Drive, Ladera Ranch area - District 5
14. Approve plans and specifications and set bid opening for 3/23/05, 2:00 p.m., for new nature center building, Laguna Coast Wilderness Park; and make California Environmental Quality Act findings - District 5
15. Accept work with All American Asphalt for asphalt overlay resurfacing of Chapman Avenue from Cliffway Drive to Equestrian Drive, project completed 5/12/04 (\$227,198.41) - District 3
16. Adopt resolution relinquishing a portion of Chapman Avenue and Nearing Drive as County

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highway, Stanton; accept completed improvements with Pouk & Steinle, Inc. for lighting system between Chapman Avenue and Nearing Drive; project completed 6/4/04 (\$125,805.47) - Districts 1 and 2

RESO: 05-028

17. Declare bid of Orange Builders, Inc. to be non-responsive; approve plans and specifications and set bid opening for 3/16/05, 2:00 p.m., for replacement of master controlled lighting system, Manchester Office Building, Orange - District 3
18. Adopt resolution accepting Irrevocable Offer of Dedication for easements of vertical public access and open space from California Mortgage Service, Laguna Beach; and make California Environmental Quality Act findings - District 5
RESO: 05-029
19. Receive and file status report on Emergency Declaration - Storm Repair and continue declaration of Local State of Emergency to 3/1/05, 9:30 a.m. (4/5 vote) - All Districts (Continued from 1/25/05, Item S42A; 2/8/05, Item 9)
- 51243 **APPROVED AS RECOMMENDED**

PUBLIC PROTECTION

20. **Probation** - Approve amended lease agreement GA 1214-40 with Leed Metro Center, LLC, to relocate 36 of 167 exclusive parking spaces, Anaheim; and make California Environmental Quality Act findings - District 4
21. **Sheriff-Coroner** - Authorize use of County resources for law enforcement explorer awards banquet, Coast Anaheim Hotel, 3/16/05; approve purchase order PC 060 P0500005374 with Coast Anaheim Hotel (\$9,450); and make appropriate findings - District 4
- 32145 **APPROVED AS RECOMMENDED**

GENERAL ADMINISTRATION

22. **Clerk of the Board** - Adopt resolution amending Board of Supervisors Regular Meeting time to allow Chairman to start regular meeting at 9:00 a.m. on occasion to conduct presentations and special commendations - All Districts
RESO: 05-030

County Executive Office:

23. Approve Arts Orange County 2004-05 Annual Report; and authorize final contract payment (\$4542) - All Districts
24. Receive and file External Restructuring Report for County of Orange - All Districts
25. **Supervisor Norby** - Adopt resolution approving renaming Animal Control Advisory Board to Animal Care Community Outreach Committee, reduce membership from 7 to 5 and approve revised bylaws
RESO: 05-031

END OF CONSENT CALENDAR

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III. DISCUSSION ITEMS (Items 26-43)

HEALTH CARE AGENCY

- 26 . Adopt resolution approving agreement 04-035-250-0 with State Water Resources Control Board for leaking underground storage tank cleanup, 7/1/04 - 6/30/05 (\$1,205,022); and authorize Director or designee to execute subsequent amendments under certain conditions - All Districts
52143 **APPROVED AS RECOMMENDED**
 RESO: 05-032
- 27 . Approve agreement with California Endowment, "Healthy Eating, Active Communities, Santa Ana" project (\$500,000) and Memorandum of Understanding with Latino Health Access and Santa Ana Unified School District, 3/1/05 - 2/28/09 (\$500,000) - All Districts
21453 **APPROVED AS RECOMMENDED**
- 28 . Approve agreement with State Department of Health Services for Medi-Cal administrative activities, 7/1/04 - 6/30/07 (\$15,000,000); authorize Director or designee to execute related documents - All Districts
51243 **APPROVED AS RECOMMENDED**
- 29 . Approve amended price agreements N3000003768 with Sapphire Technologies Inc. and N3000003769 with Intratek Computers, Inc. for Professional Information Technology Temporary Help services, 3/1/05 - 2/28/06 (\$1,569,202; new total \$3,940,869); and authorize Purchasing Agent to add additional qualified vendors under certain conditions - All Districts
35124 **APPROVED AS RECOMMENDED**
- 30 . Approve ten-year lease with Adams-Henderson, LLC for warehouse space for use as a storage facility, Santa Ana; and terminate lease at 1591 S. Sinclair Street, Anaheim and license agreements at 1713 & 1751 E. Borchard Avenue, Santa Ana; and make California Environmental Quality Act findings - District 1
12453 **APPROVED AS RECOMMENDED**
- 31 . Direct Health Care Agency to offer agreements to Orange County School Districts to provide AB 3632 for special education mental health services for emotionally disturbed school children and County lobbyist to advocate for adequate program funding - All Districts
52143 **APPROVED AS RECOMMENDED, DIRECTED THAT THE MATTER BE RAISED WITH CSAC AND THAT OUR LOBBYIST ALSO BE DIRECTED TO WORK ON THIS MATTER**

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

- 32 . Approve agreement 04-198-558-0 with the State Water Resources Control Board for Proposition 13 funding of urban and natural sources of bacteria study (\$780,000); authorize Director to execute subsequent amendments under certain conditions; and make California Environmental Quality Act findings - Districts 1, 2, 3 and 5
25143 **APPROVED AS RECOMMENDED**

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SOCIAL SERVICES AGENCY

33. Approve amended agreements with various providers of Family Resource Center services (\$602,965; new total \$2,290,463) and amended agreement with Orangewood Children's Foundation for administrative and professional support services for Families and Communities Together program (\$173,439; new total \$438,439), 2/1/05 - 6/30/05 - All Districts (Continued from 2/1/05, Item 17)
- 51243 **APPROVED AS RECOMMENDED**
34. Approve termination of existing lease; approve lease with Centurion Partners Santa Ana, LLC for office space for Family Self-Sufficiency/California Work Opportunity and Responsibility to Kids (CalWORKS) program and the Medi-Cal and Food Stamp assistance programs; authorize Auditor-Controller to establish account for revenue generated to be used to offset General Fund impacts in future years; and make California Environmental Quality Act findings - District 1
- 12345 **APPROVED AS MODIFIED, APPROVED AMENDMENT TO LEASE (ADDITIONAL**
N **LANGUAGE) AS PRESENTED BY STAFF IN MEMO OF 2/15/05**

GENERAL ADMINISTRATION

35. **Auditor-Controller** - Approve recommended policy guidelines for relief of accountability for losses; rescind Resolution 88-767 and amend Resolution 83-354 to authorize Auditor-Controller to replenish cash losses up to \$2,500 - All Districts (Continued from 2/8/05, Item 24)
- 51243 **APPROVED AS RECOMMENDED BY AUDITOR-CONTROLLER, DIRECTED THE**
AUDITOR-CONTROLLER PROVIDE THE BOARD WITH QUARTERLY UPDATES OF
CASH LOSSES THAT EXCEED \$1,000.
RESO: 05-033
36. **County Counsel** - Consider second reading and adoption of "An Ordinance Amending Sections 1-6-5 and 1-6-6, of the Codified Ordinances of the County of Orange Adjusting the Limitations on Campaign Contributions" - All Districts (Continued from 2/8/05, Item 25)
- 53124 **APPROVED AS RECOMMENDED**
ORD: 05-002
37. **Human Resources** - Receive and file status report on Retiree Medical - All Districts
- RECEIVED AND FILED**
- County Executive Office:**
38. Authorize CEO to request that Orange County Employees Retirement System transfer the one half of one percent of the employer retirement contribution, effective 9/10/04, from County Advanced Reserves to the Retiree Medical Benefit Reserve account and ratify CEO's direction to Human Resources regarding use of Internal Service Fund 295 - All Districts
- 52143 **APPROVED AS RECOMMENDED**
39. Approve recommended positions on introduced or amended legislation and consider other legislative subject matters - All Districts
- 42153 **APPROVED AS RECOMMENDED**
40. Approve format for hearing on Medically Uninsured (Directive 2/15/05) - All Districts
- B.O. **CONTINUED TO 3/1/05, 9:30 A.M.**

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- 41 . Approve salary schedules relating to certain represented and unrepresented management employees - All Districts (Continued RA 1 from 11/23/04, Item 60; 12/7/04, Item 46; 12/21/04, Item 68; 1/25/05, Item 36, RA 1, Law Enforcement Management; 2/8/05, Item 29)
- 35124 **APPROVED AS MODIFIED, APPROVED SALARY RANGES FOR ELM 1 & 2 TO CONTROL POINT PENDING CRITERIA AND DEFINITION OF "EXCEPTIONAL PERFORMANCE" FOR ADDITIONAL RECOMMENDED SALARY RANGE**
- 42 . **Internal Audit** - Presentation of Internal Audit Department Monthly Audit Activity Status Report for January 2005 - All Districts
- B.O. **RECEIVED**
- 43 . **Treasurer-Tax Collector** - Adopt resolution authorizing issuance of Fullerton Joint Union High School District General Obligation Bonds, Election of 2002, Series B (\$29,942,090) - District 4
- 43125 **APPROVED AS RECOMMENDED**

IV. PUBLIC HEARINGS (Item 44)

RESOURCES AND DEVELOPMENT MANAGEMENT DEPARTMENT

- 44 . Public Hearing to consider adopting resolution certifying Final EIR 601 for and conceptual approval of Sunset Harbour Marina Boat Launch Parking and Dry Boat Storage Expansion project, Sunset Aquatic Park, Seal Beach; and make related findings - District 2
- B.O. **CONTINUED TO 3/1/05, 9:30 A.M.**

V. CLOSED SESSION

GENERAL ADMINISTRATION

- SCS1 . **County Executive Office** - CONFERENCE WITH LABOR NEGOTIATOR - Pursuant to Government Code Section 54957.6:
Agency Negotiator: Susan Paul Organizations: Association of Orange County Deputy Sheriffs (AOCDS)
- B.O. **HELD, NO REPORTABLE ACTION**

VI. PUBLIC, BOARD & EMAIL COMMENTS & ADJOURNMENT

PUBLIC COMMENTS:

Darrell Nolte Oral RE: Discussed health care issues including uninsured, retiree benefits, and reoccurrence of West Nile Virus

BOARD COMMENTS:

Supervisor Silva Oral RE: Recapped his recent 2/9/05 and 2/10/05 trip to Washington, DC to meet with Orange County's Congressional Delegation and the Corps of Engineers regarding additional funding for Orange County

ADJOURNED: 12:22 P.M.

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*** KEY ***

Left Margin Notes

- 1. = Supervisor Correa
- 2. = Supervisor Silva
- 3. = Chairman Campbell
- 4. = Supervisor Norby
- 5. = Supervisor Wilson

- A. = Abstained
- X. = Excused
- N. = No
- BO = Board Order

Right Margin Notes

- O. = Ordinance
- R. = Resolution

Above numbers refer to Supervisorial Districts (1st number = Moved by; 2nd number = Seconded by)

BILL CAMPBELL, CHAIRMAN
Orange County Board of Supervisors

DARLENE J. BLOOM
Orange County Clerk of the Board